

# In the Court of Appeals of the State of Alaska

**David Christopher Nordlund,**  
Appellant,

v.

**State of Alaska,**  
Appellee.

Court of Appeals Nos.  
**A-13607 & A-13783**

**Corrected Order**

Date of Order: **August 11, 2021**

**Date of Corrected Order: August 11, 2021**

Trial Court Case Nos. **3AN-19-04232CR/1KE-06-01246CR**

Before: Allard, Chief Judge, and Wollenberg and Harbison, Judges

The Appellant, David Nordlund, has two merit appeals pending in this Court — one in File No. A-13607 and one in File No. A-13783. In each case, he has also filed pro se bail motions, challenging the superior court’s denial of his motions for bail release pending the resolution of those merit appeals.

However, during the pendency of the bail motions, Nordlund completed the active terms of his sentences and was released on parole. He is therefore no longer incarcerated.

We invited Nordlund to file a pleading explaining why this Court should not dismiss his bail motions as moot. Having now received and considered Nordlund’s response, we conclude that the bail motions filed under Appellate Rule 206(b) — seeking a directive to the trial court to determine his eligibility for release on bail — are moot.

But even assuming the bail motions are not moot, Nordlund has now been released from custody, and therefore has no right to pursue a bail appeal. He only has the right to file a petition for review.<sup>1</sup> Accordingly, we treat the bail motions as

---

<sup>1</sup> *Cf. Isadore v. State*, 378 P.3d 406 (Alaska App. 2016).

*Nordlund v. State* - p. 2  
File Nos. A-13607 & A-13783  
August 11, 2021

discretionary petitions. And, having reviewed the pleadings, we decline to exercise our discretionary authority to review these cases.

To the extent Nordlund wishes to challenge his time accounting, he may do so in an application for post-conviction relief.

Entered at the direction of the Court.

Clerk of the Appellate Courts

A handwritten signature in black ink, appearing to be 'Kaitlin D'Eimon', written over a horizontal line.

---

Kaitlin D'Eimon, Deputy Clerk

cc: Court of Appeals Judges

David Nordlund at HC 89 Box 8308, Talkeetna, AK 99676

Distribution:

Email:

McFarland, Renee, Public Defender

Rosenstein, Kenneth M.